

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.15547 of 2007

Dated:23.07.2007

Between:

Bapatla Hanmayamma, W/o.Late Venkata Swamy,
and others.

...Petitioners

and

The Revenue Divisional Officer, Ongole,
Prakasam District,
and another.

...Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.15547 of 2007

ORDER:

The petitioners are allegedly owners of land admeasuring Ac.1.43 cents in Survey No.233 situated at Vellampalli Village of Maddipadu Mandal in Prakasam District. They sold the property on 24.04.2007. The second respondent initiated action under the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Act, 1977 (for short 'the Act'), and passed orders on 31.05.2007 cancelling the assignment and resuming the land. The second respondent treated the land in Survey No.233 of Vellampalli Village as assigned land. The petitioners are statedly landless and poor persons, and therefore, they also sought for restoration of land under Section 4(1)(b) of the Act. Be that as it is, against the orders of the second respondent, the petitioners preferred an appeal before the first respondent under Section 4-A of the Act along with an application for stay of the proceedings of the second respondent, in vain. The first respondent did not pass any orders. Aggrieved, by the same, the present Writ Petition is filed.

The petitioners statedly preferred an appeal on 09.07.2007, and therefore, the first respondent should immediately pass orders on the stay petition, as otherwise, it would cause prejudice to the petitioners if they are evicted from the land pending their appeal. Therefore, this Writ Petition is disposed of observing that the petitioners may approach the first respondent with a copy of this order and as and

when a copy of the order is produced and a request is made for stay, the first respondent shall pass necessary orders forthwith on the stay petition filed by the petitioners along with the appeal filed against the proceedings of the second respondent in Rc.B.No.70/2007, dated 31.05.2007.

The Writ Petition is accordingly disposed of. No costs.

(V.V.S.RAO, J)

23.07.2007

Note: Issue C.C by tomorrow.

B/o.

vs